

AO 440 (Del Rev. 10/01) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

District of DELAWARE

JANSSEN PHARMACEUTICA N.V., JANSSEN, L.P.,  
and SYNAPTECH, INC.,

Plaintiffs,

V.

ALPHAPHARM PTY LTD.,

Defendant.

## SUMMONS IN A CIVIL CASE

CASE NUMBER: 05-420-KAJ

TO: (Name and address of Defendant)

Alphapharm Pty Ltd.  
c/o Alan Bernstein, Esquire  
Caesar, Rivise, Bernstein, Cohen and Pokotilow  
1635 Market Street, 11th Floor  
Philadelphia, PA 19103-2212

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Steven J. Balick  
John G. Day  
Ashby & Geddes  
222 Delaware Avenue, 17th Floor  
P.O. Box 1150  
Wilmington, DE 19899

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**PETER T. DALLEO**

July 8, 2005

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE July 8, 2005
NAME OF SERVER (PRINT) John G. Day	TITLE Attorney for Plaintiffs

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_
- ☒ Other (specify): Served by Federal Express on counsel for defendant per agreement among counsel.

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on July 8, 2005  
Date

Signature of Server

Ashby &amp; Geddes

222 Delaware Avenue, 17th Floor  
Wilmington, DE 19801

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.